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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 GREGORY EUGENE HOWARD,

12 Plaintiff,

13 v.

14 DR. ARYAD, et al.,

15 Defendants.
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Case No. 1:20-cv-00038-BAM (PC)

ORDER TRANSFERRING CASE TO THE
SACRAMENTO DIVISION OF THE
EASTERN DISTRICT OF CALIFORNIA

17 Plaintiff Gregory Eugene Howard is a state prisoner proceeding *pro se* in this civil rights
18 action pursuant to 42 U.S.C. § 1983.

19 On January 7, 2020, Plaintiff initiated this action by filing a complaint, (ECF No. 1), and a
20 motion to proceed *in forma pauperis*, (ECF No. 2). In his complaint, Plaintiff alleges violations
21 of his civil rights by defendants. The alleged violations took place at California State Prison,
22 Sacramento in Sacramento County, which is part of the Sacramento Division of the United States
23 District Court for the Eastern District of California. Therefore, the complaint should have been
24 filed in the Sacramento Division.

25 Pursuant to Local Rule 120(f), a civil action which has not been commenced in the proper
26 division of a court may, on the court's own motion, be transferred to the proper division of the
27 court. Therefore, this action will be transferred to the Sacramento Division. This Court will not
28 rule on Plaintiff's pending motion to proceed *in forma pauperis*.

1 Good cause appearing, IT IS HEREBY ORDERED that:

- 2 1. This action is transferred to the United States District Court for the Eastern District
3 of California sitting in Sacramento; and
4 2. All future filings shall refer to the new Sacramento case number assigned and shall
5 be filed at:

6 United States District Court
7 Eastern District of California
8 501 "I" Street, Suite 4-200
9 Sacramento, CA 95814

- 10 3. This Court has not ruled on Plaintiff's pending motion to proceed *in forma*
11 *pauperis*.

12 IT IS SO ORDERED.

13 Dated: January 10, 2020

14 /s/ Barbara A. McAuliffe
15 UNITED STATES MAGISTRATE JUDGE
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